

**STATE OF CALIFORNIA
CALIFORNIA OCCUPATIONAL SAFETY AND HEALTH APPEALS BOARD
MINUTES OF THE PUBLIC MEETING & CLOSED SESSION
Held on April 3, 2013
Sacramento, California**

PRESENT:

Art Carter, Chairperson
Ed Lowry, Member
Judith Freyman, Member
Ursula Clemons, Presiding Administrative Law Judge
Martin Fassler, Presiding Administrative Law Judge
Jeff Mojcher, Chief Counsel
Thomas Song, Industrial Relations Counsel II
Lee Berlin, Executive Secretary
David Abella, Attorney, Law Offices of Hanson Bridgett LLP

MINUTES OF MARCH 20, 2013 MEETING:

(Approve or amend minutes of previous Board meeting)

ACTION: Member Lowry moved that the Board approve the draft minutes of the March 20, 2013 Board Meeting. Chair Carter seconded. The Board voted to approve the draft minutes of the March 20, 2013 Board meeting.

ADMINISTRATIVE MATTERS:

(Information regarding the general administration of cases pending before the Appeals Board)

1. 2012 RULEMAKING MATTERS:

(Discuss/implement Board rulemaking changes)

ACTION: The rulemaking package has been submitted and now it is just a matter of waiting until the new regulations are enacted, probably in July of this year.

2. BOARD STATISTICS:

(Review and discuss current calendaring and statistical information)

ACTION: No report.

NEW BUSINESS:

(The Appeals Board hears and discusses new reports presented by staff.)

1. 2012/2013 BUDGET:

(Review and discuss budget issues for the fiscal year)

ACTION: Chair Carter reported that the impact of Federal sequestration may be greater than originally anticipated for the current fiscal year budget.

2. 2013/2014 BUDGET:

(Discuss budget issues for upcoming fiscal year)

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ACTION: Chair Carter mentioned that he will be meeting with a representative of the Department of Industrial Relations finance department regarding effect of the Federal sequestration on subsequent budget years.

OLD BUSINESS:

(The Appeals Board hears and/or discusses matters on a follow-up basis.)

ACTION: No report.

LEGISLATION:

(Review and discuss current legislation which may affect the Appeals Board)

ACTION: No report.

CHAIRPERSON'S REPORT:

(Hear report from the Chairperson on activities and issues affecting the Appeals Board.)

ACTION: Chair Carter reported that he is concerned about the budget issues that may be caused by the Federal sequestration and is researching possible areas to trim expenses.

BOARD MEMBERS' REPORTS:

(Hear reports from Board Members on activities and issues affecting the Appeals Board.)

ACTION: Member Lowry mentioned that WorkSafe will hold its annual Worker Memorial Service in May. Member Freyman reported that she has been asked to serve on a speakers' panel for the 35th anniversary symposium at the Center for Occupational and Environmental Health at UC Berkeley.

EXECUTIVE OFFICER'S REPORT:

(Report regarding administrative matters and news from the Department and Appeals Board.)

ACTION: No report.

STAFF REPORTS:

(Reports from the Presiding ALJ and the Chief Counsel regarding matters from the Hearing Operations and Legal Units.)

ACTION: Chief Counsel Mojcher mentioned that a recent article in the New York Times, regarding long-term health problems resulting from working conditions, was a good reminder of "why we are here."

Any matter not completed at this meeting may be continued to subsequent meetings

PUBLIC COMMENT:

(Public comment will be entertained during the discussion of each agenda item of the Open Meeting.)

ACTION: No report.

The Board recessed to its Closed Session.

DECISIONS OF ADMINISTRATIVE LAW JUDGES:

1. JDS BUILDERS GROUP, INC., 11-R2D2-2337 THROUGH 2338

ACTION: Member Lowry moved that the Board approve this Decision of an Administrative Law Judge. Member Freyman seconded the motion. The Board voted to approve this Decision of an Administrative Law Judge.

2. ZUSSER COMPANY, INC., 11-R3D1-2319 THROUGH 2321

ACTION: Member Lowry moved that the Board approve this Decision of an Administrative Law Judge. Member Freyman seconded the motion. The Board voted to approve this Decision of an Administrative Law Judge.

DECISION AFTER REMAND:

1. C & L BLUE INC., 11-R4D1-2942 AND 11-R4D1-2943 THROUGH 2945

ACTION: Member Lowry moved that the Board vote reconsider this matter on its own motion. Member Freyman seconded. The Board voted to reconsider this matter on its motion.

PETITIONS FOR RECONSIDERATION

1. ORANGE COUNTY FIRE AUTHORITY, 12-R3D1-0439

ACTION: Member Lowry moved that the Board vote to accept the Legal Unit's recommendation to deny this Petition for Reconsideration as amended. Member Freyman seconded. The Board voted to accept the Legal Unit's recommendation to deny this Petition for Reconsideration as amended.

2. ORANGE COUNTY FIRE AUTHORITY, 2012-R3D1-0440

ACTION: Member Lowry moved that the Board vote to accept the Legal Unit's recommendation to deny this Petition for Reconsideration as amended. Member Freyman seconded. The Board voted to accept the Legal Unit's recommendation to deny this Petition for Reconsideration as amended.

3. ABDUL G. ZADEH DBA ISLAND AUTO PARTS WAREHOUSE, 11-R3D3-1213
AND 1214

ACTION: Member Lowry moved that the Board vote to accept the Legal Unit's recommendation to deny this Petition for Reconsideration as amended. Member Freyman seconded. The Board voted to accept the

Legal Unit's recommendation to deny this Petition for Reconsideration as amended.

DENIAL OF PETITIONS FOR RECONSIDERATION (DRAFT):

1. GUARDSMARK, LLC, 12-R3D1-0056

ACTION: Member Lowry moved that the Board vote to approve this draft Denial of Petition for Reconsideration for signature. Member Freyman seconded. The Board voted to approve this draft Denial of Petition for Reconsideration for signature.

2. MID-COAST BUILDERS SUPPLY, INC. DBA NEW MCB, INC., 11-R4D3-27

ACTION: Member Lowry moved that the Board vote to approve this draft Denial of Petition for Reconsideration for signature as amended. Member Lowry seconded. The Board voted to approve this draft Denial of Petition for Reconsideration for signature as amended.

MATTERS PENDING RECONSIDERATION:

(If the Appeals Board orders reconsideration of an Order or Decision, it reviews the record and then affirms, rescinds, alters or amends the Order or Decision being reconsidered.)

1. A-1 PROTECTIVE SERVICES, INC., 10-R1D1-1592

2. AC TRANSIT, 08-R1D4-0135

3. AGRI-VALLEY IRRIGATION, INC., 07-R2D5-3785 AND 3786

4. ARMOUR STEEL CO., INC., 08-R2D1-2649 THROUGH 2655

5. BOBERG ENGINEERING & CONTRACTING, INC., 06-R3D3-4963

6. BRUNTON ENTERPRISES DBA PLAS-TAL MFG. CO., 09-R6D2-2239 THROUGH 2241

7. BRUNTON ENTERPRISES, INC. DBA PLAS-TAL MFG. CO., 08-R3D3-3445 AND 3448

8. BURBANK RECYCLING, INC., 10-R4D3-0562 AND 0563

9. CALIFORNIA ERECTORS, INC., 10-R1D2-2772 THROUGH 2775

ACTION: Member Lowry moved that the Board vote to accept the Stipulation and Settlement Agreement. Member Freyman seconded. The Board voted to accept the Stipulation and Settlement agreement.

10. C.C. MYERS, INC., 08-R1D1-952 THROUGH 955

11. CLARK PACIFIC PRECAST, LLC, ET AL, 09-R2D1-0282
12. COFFMAN SPECIALTIES, INC., 10-R3D3-3532
13. COMMERCIAL METAL FORMING, 09-R3D1-1592
14. COMMUNITY RECONSTRUCTION SOLUTIONS, INC., 11-R1D1-1484
15. CONTRA COSTA ELECTRIC, INC., 09-R1D4-3271, 3272 AND 3960
16. CORONADO IRRIGATION SERVICES, 09-R4D2-0385 THROUGH 0387
17. CROP PRODUCTION SERVICES, 09-R6D4-4036 THROUGH 4038
18. DAVIS DEVELOPMENT COMPANY, 10-R3D1-3360 THROUGH 3362
19. EZ MIX, INC., 08-R4D3-1898
20. GRANITE ROCK COMPANY, 08-R1D3-3675 THROUGH 3687
21. HARRIS CONSTRUCTION, 03-R2D5-3914
22. HYDRO-SCIENCE OPERATIONS INC., 10-R1D2-0389
23. IN THE POCKET, INC. DBA BRENTWOOD BOWL, 11-R1D3-2272
24. IRWIN INDUSTRIES, 08-R6D4-1454
25. K H S & S OF CONCORD, INC., 11-R2D2-0374 and 0375
26. LAND O' LAKES PURINA FEED LLC, 08-R2D4-1843 AND 1844
27. LFP VIDEO GROUP LLC DBA HUSTLER VIDEO, 11-R6D2-0966 ~ 0968
ACTION: Member Lowry moved that the Board vote to accept the Stipulation and Settlement Agreement. Member Freyman seconded. The Board voted to accept the Stipulation and Settlement agreement.
28. LIQUIVISION TECHNOLOGY, INC., 08-R2D1-1712 THROUGH 1714
29. LION RAISINS, INC., 08-R2D5-2253 AND 2254
30. L & S CONSTRUCTION, INC., 10-R3D1-1821 AND 1822
31. M1 CONSTRUCTION, INC., 12-R4D1-0222 AND 0223

32. McCARTHY BUILDING CO., INC., 11-R4D2-1706 AND 2406

33. MORE GUSTO CATERING DBA EL CHOLO CATERING, 10-R4D1-1298

34. NATIONAL STEEL AND SHIPBUILDING COMPANY, 10-R6D2-3791

35. ORANGE COUNTY FIRE AUTHORITY, 12-R3D1-0364

ACTION: Member Lowry moved that the Board vote to approve this draft Decision After Reconsideration for signature. Member Freyman seconded. The Board voted to approve this draft Decision After Reconsideration for signature.

36. OWENS-ILLINOIS GLASS CONTAINER, INC., 09-R1D4-2021 AND 2022

37. PARAMOUNT FARMS, KING FACILITY, 09-R4D3-0864

38. PERFORMANCE CONTRACTING GROUP DBA PERFORMANCE CONTRACTING, INC., 08-R2D1-0025 AND 0026

39. PERSONNEL PLUS, INC., 11-R3D5-1302

40. ROLLED STEEL PRODUCTS CORP., 10-R6D2-4047 AND 4048

41. JOSH AND CARRIE SALAZAR DBA CJ MANUFACTURING, 09-R6D2-1710

42. SHEEDY DRAYAGE COMPANY, 06-R1D4-3053 THROUGH 3055

43. SHIMMICK-OBAYASHI, 08-R3D3-5023 THROUGH 5025

44. SIERRA FOREST PRODUCTS, 09-R2D5-3979

45. SMUD, 08-R2D1-4887 THROUGH 4889

46. MARTIN J. SOLIS DBA SOLIS FARM LABOR CONTRACTOR, 08-R2D1-3414 THROUGH 3418

47. SOUTHERN CALIFORNIA EDISON CO., 12-R3D3-0499

ACTION: Member Lowry moved that the Board vote to approve this draft Decision After Reconsideration for signature. Member Freyman seconded. The Board voted to approve this draft Decision After Reconsideration for signature.

48. SOUTHLAND-TUTOR-PERINI JOINT VENTURE, 11-R5D1-3248

ACTION: Member Lowry moved that the Board vote to approve this draft Decision After Reconsideration for signature. Member Freyman seconded. The Board voted to approve this draft Decision After Reconsideration for signature.

49. STAFFCHEX, 10-R4D3-2456 THROUGH 2458

50. SUNRISE GROWERES FROZ SUN FOODS, 09-R4D3-2850

51. A. TEICHERT & SON, INC. DBA TEICHERT AGGREGATES, 09-R5D1-2443

52. TL PALVICH CONSTRUCTION, INC., 11-R3D6-1303 THROUGH 1310

MATTERS HELD OVER FROM PREVIOUS MEETINGS:

(If the Board is unable to conclude its deliberations and/or if any matter(s) is (are) put over from a previous meeting, they will be further discussed.)

ORDERS DISMISSING APPEAL:

1. PEAK PLASTERING, INC., 12-R4D3-1034 AND 1035

ACTION: Member Lowry moved that the Board approve this Order Dismissing Appeal from an Administrative Law Judge. Member Freyman seconded. The Board voted to approve this Order Dismissing Appeal from an Administrative Law Judge.

ORDERS GRANTING LEAVE TO FILE LATE APPEAL:

ORDERS DENYING LEAVE TO FILE LATE APPEAL:

LEGISLATION:

PENDING LITIGATION:

(If the Division of Occupational Safety & Health or the Employer disagrees with a decision after reconsideration or a denial of a petition for reconsideration, either one or both parties may apply to the California Superior Court for a writ of mandate. The Appeals Board receives legal advice from its Legal Unit and provides policy direction regarding pending litigation.)

SUPERIOR COURT:

1. XL CONSTRUCTION, 34-2009-80000300 (08- 1191/1193)

2. M.C.M. CONSTRUCTION, INC., 34-2009-80000378 (09-9230)

3. WEBCOR BUILDER, INC., 34-2010-80000439 (06-R1D1-3030/3032)

4. GRANITE CONSTRUCTION CO., INC., (DOSH V OSHAB) 34-2010-80006047
(07-R5D1-3611)

5. CLARK PACIFIC, A GENERAL CALIFORNIA PARTNERSHIP,

- 34-2010-80000640 (08-R2D1-0027 THROUGH 0030)
6. SMUD, 34-2010-80000723 (08-R2D1-4887)
 7. BAY AREA RAPID TRANSIT DISTRICT, 34-2011-80000819 (08-R1D1-5170)
 8. MASCON, INC., 34-2011-80000820 (08-R2D1-4178 AND 4279)
 9. CLARK PACIFIC DBA PACIFIC EMBEDDED PRODUCTS, 34-2011-80000965 (10-0188~0191)
 10. CA PRISON INDUSTRY AUTHORITY, CIV 1105778 (09-R1D5-2459 THROUGH 2461)
 11. FLATIRON CONSTRUCTION CORP, 34-2012-80001029 (10-R4D1-2789)
 12. HOLLANDER HOME FASHION, BS-135444 (10-R4D2-3704)
 13. SECA EQUIPMENT REMOVAL & DISMANTLING, INC., 12CV01039 (07-R2D3-0275)
 14. JENSEN PRECAST, 34-2012-80001120 (05-R2D1-2377)
 15. THE HERRICK CORPORATION, 34-2012-80001118 (07-0495)
 16. UNDERGROUND CONSTRUCTION, 34-2012-80001124 (09-3518)
 17. DUININCK BROS., INC., 34-2012-80001129 (06-2871)
 18. SHERWOOD MECHANICAL, INC., 37-2012-00101466 (08-R3D2-4690 ~ 4693)
 19. C.A. RASMUSSEN, INC., 34-2012-80001241-CU-WM-GDS (08-R4D5-0219
20. AND 0220)
 21. SHIMMICK CONSTRUCTION CO., INC., 34-2012-80001248 (09-R2D3-0399)
 22. A TEICHERT & SON, DBA TEICHERT CONSTRUCTION, 34-2012-80001258 (05-R2D4-2650 AND 2651)
 23. CA DEPT OF FORESTRY, 34-2012-80001263 (10-R2D1-0728)
 24. A. TEICHERT & SON, 34-2012-80001265 (05-R2D5-2650 AND 2651)
 25. PRESTON PIPELINES, INC., 34-2012-80001277 (09-R6D7-3345)
 26. BLUE DIAMOND GROWERS, 34-2012-80001308 (10-R2D1-1280/1281)

27. CLARK PACIFIC PRECAST LLC, et al, 34-2012-80001319 (09-R2D1-0282/0283)
28. A. TEICHERT & SON, DBA TEICHERT CONSTRUCTION, 34-2012-80001332
(09-R4D5-0459 & 0460)
29. A. TEICHERT & SON, DBA TEICHERT AGGREGATES, RG12 659881
(10-R5D1-3029)
30. HOME DEPOT USA, INC., BS141301 (10-3284)
31. PRESTON PIPELINES, INC., 34-2013-8001381 (11-2530)
32. ORANGE COUNTY FIRE AUTHORITY, 30-2013-00628178 (10-3667)

ORDERS OF ADMINISTRATIVE LAW JUDGES:

(Written order issued by an Administrative Law Judge after a pre-hearing conference in which the Division of Occupational Safety & Health and the Employer agree to settle an appeal without a hearing. The Board Members review the order and decide if they will reconsider or remand the issued order.)

1. 515 WEST SEVENTH LLC DBA CANDELLA LIGHTING COMPANY,
11-R6D2-1905 THROUGH 1908 *
2. AFM ENVIRONMENTAL, INC., 12-R2D1-0880 AND 0881
3. ALL N AG FARMS INC., 12-R3D2-2543
4. A.M.B.D.INC. DBA D & S TERMITE & PEST CONTROL, 12-R3D2-1566
5. AMERICAN BRIDGE COMPANY AND FLUOR ENTERPRISES, INC DBA
AMERICAN BRIDGE/FLUOR ENTERPRISES, INC, A JOINT VENTURE,
11-R1D1-2289 AND 2290
6. AMERICAN SHEET METAL, 12-R3D1-1495
7. ARTIC MECHANICAL, INC., 12-R4D2-2106 THROUGH 2109
8. ASAP DISTRIBUTION, LLC., 12-R1D4-1192 THROUGH 1200
9. BOULEVARD BLACKSMITH & WELDING WORKS INC., 12-R6D2-1284
THROUGH 1289
10. CACTUS RECYCLING, 12-R3D2-1397

11. CECILIO ARREDONDO, 12-R2D5-1349
12. CECILIO ARREDONDO, 12-R2D5-1350
13. CENTRAL VALLEY CHEESE, INC., 12-R2D4-3100 AND 3101
14. CHERRY CABINETS INC., 12-R6D2-2970 THROUGH 2975
15. CITY OF LONG BEACH PWD, 12-R3D5-0061
16. CITY OF SAN DIEGO, 12-R3D2-1532 AND 1533
17. COSTCO WHOLESALE CORPORATION, 12-R2D2-1346 THROUGH 1348
18. CREATIVE ACCENTS, 12-R2D5-1673 THROUGH 1675
19. CREATIVE COMMUNICATIONS TECHNOLOGIES INC., 12-R3D6-1454
20. CUSTOM FOOD PRODUCTS, LLC., 12-R3D5-0136 AND 0137,
AND 12-R3D5-1119 AND 1120
21. DAHME HEATING & AIR CONDITIONING, INC., 12-R4D1-1869
22. ERG INTERNATIONAL, 12-R4D3-1131 AND 1132
23. EXACT STAFF, INC., 12-R4D3-1458
24. EXPRESS SERVICES, INC DBA EXPRESS EMPLOYMENT PROFESSIONALS,
11-R2D1-2433 AND 2434
25. FLAVOR INFUSION, LLC., 12-R6D2-2563 THROUGH 2565
26. GERLINGER STEEL & SUPPLY CO., 12-R2D3-1799
27. GHILOTTI BROS. INC., 12-R2D2-0940
28. RONALD GIOVANNETTI, JOHN GIOVANNETTI & BRYAN GIOVANNETTI
DBA BE GIOVANNETTI & SONS, 12-R2D1-2350 THROUGH 2357 *
29. GLUCK DEVELOPMENT COMPANY, INC. DBA GLUCK BUILDING,
12-R3D1-3425
30. GOLDEN FASHION, INC., 12-R6D5-1688 AND 1689
31. HANJIN SHIPPING DBA TOTAL TERMINALS INT'L LLC, 12-R6D2-2979
THROUGH 2982

32. HANMI BUILDING SERVICES, INC., 12-R4D1-1843
33. HANSEN AUTO TRANSPORT INC., 12-R1D2-2988
34. HEADER REINFORCEMENT CORP., 12-R6D2-3330 THROUGH 3337
35. HNR FRAMING SYSTEMS INC. DBA BMC SELECT, 12-R3D3-1428 AND 1429
36. IFCA SYSTEMS, 12-R6D2-3290 AND 3291
37. INCLINE PLASTICS, INC., 12-R3D6-1816 THROUGH 1818
38. INTERNATIONAL TRAINING RESOURCES, LLC., 12-R1D2-0416
THROUGH 0418
39. JUANNES PORTABLE WELDING INC., 12-R3D2-1938
40. ROBERT SHANE LAIR DAB COVERALL PROTECTIVE COVERS,
12-R2D1-1590
41. MARIN GENERAL HOSPITAL, 12-R6D1-2885
42. MARQUEZ PRODUCE, INC., 12-R4D1-1271 AND 1272
43. MENLO RECYCLING, 12-R3D3-1324 AND 1325
44. MENZIES AVIATION PLC., 12-R6D2-3289
45. MERIT PROPERTY MANAGEMENT, 12-R3D2-3319
46. METRO CELL CONSTRUCTION, INC., 12-R3D1-3612
47. MORTON GOLF COMPANY, L.L.C., 13-R2D1-0571
48. NABORS DRILLING INC., 12-R1D5-0212 AND 0203 *
49. NORTH STATE ELECTIC INC., 12-R2D1-2032 AND 2033
50. NUBEV INC., 12-R6D2-2566
51. NUSIL TECHNOLOGY, LLC., 12-R4D3-2112
52. O'CONNELL LANDSCAPE MAINTENANCE, INC., 12-R3D3-3323
53. PACIFIC CONSTRUCTION SERVICES, 12-R3D1-1903 AND 1904

54. PARAMOUNT FARMS INTERNATIONAL LLC., 11-R4D3-2538 THROUGH 2540
55. PARAMOUNT METALS & SUPPLY CO., 12-R6D2-2486 THROUGH 2490
56. PARSONS RCI, INC., 12-R4D1-1360 THROUGH 1362 *
57. PRECISION TELEVISION, INC., 12-R2D2-3033
58. PRIORITY REMODELING PLUMBING & AC, 12-R3D2-1496 AND 1497
59. PROVEN MANAGEMENT INC., 12-R1D4-2536 *
60. RITCHIE BROS. AUCTIONEERS (AMERICA), INC., 12-R2D1-2058
61. RRS PLUMBING CO. INC., 13-R3D1-0046 AND 0047
62. SCANDIA SPORTS, INC., 12-R2D1-0695 THROUGH 0699
63. SELECT HOTELS GROUP LLC DBA HYATT HOUSE SAN DIEGO, 12-R3D2-1741 THROUGH 1743
64. SIMPSON SANDBLASTING & SPECIAL COATINGS, INC., 12-R4D2-1222
65. SONMAR OF FAIRFIELD, LLC, 12-R2D2-1072
66. SOOFER CO., INC., 12-R4D2-1875 THROUGH 1877 AND 13-R4D2-0328
67. SAFE & BEAUTIFUL TREE CO. INC., 12-R4D3-2196
68. SOUTHWESTERN & PACIFIC SPECIALTY FINANCE, INC, DBA CHECK 'N GO, 12-R1D2-1620
69. SRP COMPANY, 12-R2D2-1071
70. SPAANS COOKIE CO., 12-R6D1-2004 AND 2005
71. STOKER CONSTRUCTION, INC., 12-R3D3-1631 THROUGH 1633 *
72. SUNDT CONSTRUCTION, INC., 12-R1D5-2537
73. TARULLI TIRE, INC., 12-R6D2-2679 AND 2680
74. TOM PORTER ROOFING INC., 12-R3D2-1211 AND 1212

- 75. TOOLWORKS, 12-R1D1-3089
- 76. TY PANCAKES, VACAVILLE, LLC, 12-R2D2-2394
- 77. UNITED CALIFORNIA CITRUS, INC., 12-R2D5-1319
- 78. UNIVERSALE ALLOY CORPORATION, 12-R3D1-1934
- 79. VALLARTA SUPERMARKETS, 12-R4D3-1406
- 80. VANCIU ELECTRIC, INC., 12-R3D5-1326
- 81. WEST COAST INTERIORS INC., 12-R6D2-0191 THROUGH 0194
- 82. WEST COAST INTERIORS INC DBA WEST COAST PAINTING, 12-R6D2-0176
THROUGH 0178
- 83. WESTERN MILLING, LLC, 12-R2D5-3527
- 84. WRIGHTS CELEBRATIOS, INC., 12-R2D1-1068 AND 1069
- 85. Y A CORPORATION DBA COMPLETE INTERIOR CONSTRUCTION,
12-R3D2-1994

ACTION: Member Lowry moved that the Board approve these Orders of Administrative Law Judges. Member Freyman seconded. The Board voted to approve these Orders of Administrative Law Judges. Orders with asterisks are deemed approved as amended.

PERSONNEL:

(Issues regarding staff)

ACTION: No Report

The Closed Session adjourned at 11:30 a.m. and the Board returned to the Public Meeting. The Appeals Board incorporated by reference its ACTIONS in the Closed Session, as indicated above. The meeting was adjourned at 11:31 a.m.